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*Attorneys for Defendants
C. R. Bard, Inc. and
Bard Peripheral Vascular, Inc.*

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

IN RE: Bard IVC Filters Products
Liability Litigation

No. 2:15-MD-02641-DGC

**DEFENDANTS' MOTION FOR
REDACTION REQUEST DEADLINE
EXTENSION AND DATE CERTAIN
FOR SEALING TRIAL EXHIBITS IN
BOOKER MDL CASE**

Defendants C. R. Bard, Inc. and Bard Peripheral Vascular, Inc. (collectively "Bard") hereby respectfully move this Court for adjustment of the redaction request deadlines and to set a date certain for motions addressing the confidentiality of exhibits admitted into evidence during the *Booker v. Bard* trial. Bard previously reached out to the Court and was informed this issue should be raised during the hearing scheduled for April 13, 2018. To preserve the record and to provide additional background before the hearing, Bard states as follows:

The current redaction request deadlines are set on a rolling basis; 21 days after the

1 Notice of Filing of Official Transcripts posted to the Court's docket. [Dkt. Nos. 10490 –
2 495, 10526 – 534, 10567 – 569, 10570, 10571, 10583, 10584]. Additional transcripts
3 remain to be docketed. Bard requests that instead of rolling deadlines, potentially
4 necessitating multiple redaction requests, the Court extend the deadline such that a single,
5 combined redaction request will be due 21 days after the last Notice of Filing of Official
6 Transcript is docketed. Bard does not anticipate requesting that much, if any, of the trial
7 transcript be redacted.¹ However, Bard believes that this revised deadline will simplify the
8 process for the parties and the Court.

9 Separately, in previous IVC filter litigation, Plaintiff's counsel in the Booker case
10 took the position that all trial exhibits admitted into evidence are public documents,
11 regardless of the extent those exhibits were actually discussed during trial, and regardless
12 of whether those exhibits remained in the court's possession. This has required Bard to
13 move to seal certain trial exhibits to obtain a court order maintaining their confidentiality.
14 The parties are in the process of meeting and conferring on this issue. However, in the
15 likely event that Plaintiff objects to the confidentiality and sealing of any trial exhibits,
16 Bard requests that it be permitted to submit a motion to seal 21 days after the last Notice
17 of Filing of Official Transcript is docketed, or 21 days after Plaintiff makes her position
18 on this issue clear, whichever is later.

19 RESPECTFULLY SUBMITTED this 10th day of April, 2018.

20
21 By: /s/ Richard B. North, Jr.
22 James R. Condo
23 Amanda C. Sheridan
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¹ Bard assumes that Ms. Booker will seek to redact portions of the transcript relating to her medical care.

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**Attorneys for C. R. Bard, Inc. and Bard
Peripheral Vascular, Inc.**

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CERTIFICATE OF SERVICE

I hereby certify that on April 10, 2018, the foregoing was electronically filed with the Clerk of Court using the CM/ECF system which will automatically send e-mail notification of such filing to all attorneys of record.

s/ Richard B. North, Jr.

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